

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Order Instituting Rulemaking on the  
Commission's Own Motion to Re-Examine the  
Underlying Issues Involved in the Submetering  
Discount for Mobile Home Parks and to Stay  
D.01-08-040.

Rulemaking 03-03-017  
(Filed March 13, 2003)

Order Instituting Investigation on the  
Commission's Own Motion to Re-Examine the  
Underlying Issues Involved in the Submetering  
Discount for Mobile Home Parks and to Stay  
D.01-08-040.

Investigation 03-03-018  
(Filed March 13, 2003)

Robert Hambley, for Himself and, on Behalf of  
the Residents of Los Robles Mobilehome Park,

Complainant,

vs.

Hillsboro Properties, a California Limited  
Partnership, and the City of Novato,

Defendants.

Case 00-01-017  
(Filed January 14, 2000)

**ADMINISTRATIVE LAW JUDGE'S RULING REGARDING  
NOTICE OF INTENT TO SEEK COMPENSATION**

On May 13, 2003, the Latino Issues Forum (LIF) and the Greenlining  
Institute (Greenlining) filed a Notice of Intent (NOI) to claim compensation for

its participation in this proceeding. On May 15, 2003, the Utility Reform Network (TURN) filed its NOI.

To be eligible for compensation, a participant in a formal Commission proceeding, such as this one, must establish that it is a “customer” and that participation without compensation would pose a significant financial hardship.

Section 1802(b) defines the term “customer” as:

[A]ny participant representing consumers, customers, or subscribers of any electrical, gas, telephone, telegraph, or water corporation that is subject to the jurisdiction of the commission; any representative who has been authorized by a customer; or any representative of a group or organization authorized pursuant to its articles of incorporation or bylaws to represent the interests of residential customers. . .

LIF and TURN are organizations authorized in their articles of incorporation or bylaws to represent the interests of residential customers. LIF’s membership is made up of approximately 85% residential customers, and 15% small business customers. The vast majority of TURN’s membership is made up of residential customers. Therefore, LIF and TURN are customers.

Greenlining has not made an appearance in this proceeding, and is not a party. It is, therefore, not a participant in this proceeding. As a result, it does not meet the above definition of a customer.

Since LIF did not address financial hardship in its NOI, I cannot determine at this time whether it is qualified to file for compensation. In TURN’s case, it was found to have demonstrated financial hardship in an Administrative Law Judge’s Ruling dated March 25, 2003 in Application 02-07-050. Therefore, TURN is eligible to claim compensation in Rulemaking 03-03-017 and

Investigation 03-03-018. Eligibility to claim compensation does not mean that compensation will be awarded.

Therefore, **IT IS RULED** that:

1. Both Latino Issues Forum (LIF) and Utility Reform Network (TURN) are customers.

2. Greenlining is not a customer.

3. LIF shall address significant financial hardship in its request for compensation.

4. TURN is eligible to claim compensation in Rulemaking 03-03-017 and Investigation 03-03-018.

Dated June 10, 2003, at San Francisco, California.

/s/ JEFFREY P. O'DONNELL

Jeffrey P. O'Donnell  
Administrative Law Judge

**CERTIFICATE OF SERVICE**

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Regarding Notice of Intent to Seek Compensation on all parties of record in this proceeding or their attorneys of record.

Dated June 10, 2003, at San Francisco, California.

/s/ ELIZABETH LEWIS

Elizabeth Lewis

**N O T I C E**

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

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